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Atty. Docket No. 29617/38341
(PATENT)

REMARKS

The courteous telephonic interview granted by Examiner Faison to applicant's attorney on October 19, 2004 is hereby acknowledged with appreciation.

By the foregoing amendments, claims 1-7, 9-16, 34, and 35 have been amended, claims 8, 36, and 43-46 have been canceled, without prejudice, and claims 47 and 48 have been added. Support for the new claims is found in claims 1 and 34 as originally filed and elsewhere throughout the specification. Support for the amendments to claims 1 and 34 can be found at claims 1, 8-15, and 34 as originally filed, at page 13, lines 3-23 of the specification, and elsewhere throughout the specification as originally filed. Support for the other amendments to the claims can be found in the claims as originally filed, and elsewhere throughout the specification.

Claim 1 has been amended to recite a mixture including at least two dyes, wherein the mixture is black and at least one of the dyes is selected from the group consisting of green dyes, yellow dyes, and blue dyes, and the at least one dye is present in the mixture in a weight ratio to all other dyes in the mixture in a range of about 10:1 to about 1:10. Claim 34 parallels claim 1 and is directed to an eradicated complex.

As discussed at the telephonic interview, the foregoing amendments to independent claims 1 and 34 have been made to recite distinguishing elements in common with claims 10-15 of the originally filed application, which the examiner found to present allowable subject matter.

Claims 3 and 16 have been amended to remove recitations of dyes that have been identified by their trade names/trademarks, and consequently, the applicant respectfully requests the withdrawal of the examiner's rejection of claims 3 and 16 under 35 U.S.C. §112. As discussed at the telephonic interview, the foregoing amendments overcome the examiner's rejections under 35 U.S.C. §§102(b) and 103(a). Thus, claims 1 and 34, as amended, are allowable and allowance of all of the pending claims is respectfully requested.

At the telephonic interview, the examiner agreed to file an interview summary of the October 19, 2004, interview.

The Patent Office is authorized to charge any additional fee due in connection with this amendment to Deposit Account No. 13-2855.

CONCLUSION

In view of the foregoing amendments and remarks, allowance of all pending claims 1-7, 9-35, 37-42, and 47-48 is respectfully requested.

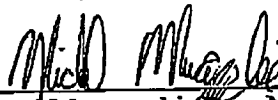
Should the examiner wish to discuss the foregoing, or any matter of form or procedure in an effort to advance this application to allowance, the examiner is urged to telephone the undersigned attorney at the indicated number.

Respectfully submitted,

MARSHALL, GERSTEIN & BORUN LLP

October 28, 2004

By


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